



RULE-MAKING ORDER

(RCW 34.05.360)

CR-103 (7/22/01)

Agency: Department of Labor and Industries

- ☒ Permanent Rule
☐ Emergency Rule
☐ Expedited Rule Making

(1) Date of adoption: April 20, 2004

(2) Purpose: Chapter 296-829 WAC, Helicopters Used as Lifting Machines, Chapter 296-24 WAC, General Safety and Health Standards, and Chapter 296-155 WAC, Safety Standards for Construction Workers.
The helicopter rules in chapter 296-24 WAC, General Safety and Health Standard, and chapter 296-155 WAC, Safety Standards for Construction Workers, were rewritten and reorganized for clarity and ease of use for employers and employees. The two sections have become one rule and placed into a new chapter, 296-829 WAC, and repealed from chapter 296-24 WAC and chapter 296-155 WAC. This rulemaking is part of our clear rule writing initiative to rewrite for clarity all of the safety and health rules.

(3) Citation of existing rules affected by this order:

Repealed: WAC 296-24-260, WAC 296-155-575, WAC 296-155-576
Amended: None
Suspended: None

(4) Statutory authority for adoption: RCW 49.17.010, 49.17.040, 49.17.050, and 49.17.060

Other Authority: None

PERMANENT RULE ONLY (Including Expedited Rule Making)

Adopted under notice filed as WSR 04-01-157 on December 22, 2003.

Describe any changes other than editing from proposed to adopted version: Corrected a typo to the word turbine.

EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- ☐ (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- ☐ (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?:

☐ Yes ☒ No If Yes, explain:

(6) Effective date of rule:

Permanent Rules

- ☐ 31 days after filing
☒ Other (specify) 9/1/2004

*(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

Emergency Rules

- ☐ Immediately
☐ Later (specify) _____

CODE REVISER USE ONLY

WSR# 04-09-099

Name (Type or Print)

Paul Trause

Signature

Title

Director

Date

April 20, 2004

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.

The number of sections adopted in order to comply with:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____

The number of sections adopted at the request of a nongovernmental entity:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in the agency's own initiative:

New	<u>13</u>	Amended	_____	Repealed	<u>3</u>
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	<u>13</u>	Amended	_____	Repealed	<u>3</u>
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	<u>13</u>	Amended	_____	Repealed	<u>3</u>